

Annual 47 C.F.R. § 64.2009(e) CPNI Certification

EB Docket 06-36

Received & Inspected

MAR 20 2009

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Annual 64.2009(e) CPNI Certification for [2009]

Date filed: [03/12/2009]

Name of company covered by this certification: [Vertex Broadband, Corp.]

Form 499 Filer ID: [824728]

Name of signatory: [Daniel R. Kehoe]

Title of signatory: [President]

I, [Daniel R. Kehoe], certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company [is] in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The company [has not] taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year. Companies must report on any information that they have with respect to the processes pretexters are using to attempt to access CPNI, and what steps companies are taking to protect CPNI.

The company [has not] received any customer complaints in the past year concerning the unauthorized release of CPNI (number of customer complaints a company has received related to unauthorized access to CPNI, or unauthorized disclosure of CPNI, broken down by category or complaint, *e.g.*, instances of improper access by employees, instances of improper disclosure to individuals not authorized to receive the information, or instances of improper access to online information by individuals not authorized to view the information).

Signed  [electronic signature]

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**STATEMENT OF COMPLIANCE WITH THE FCC'S CUSTOMER PROPRIETARY
NETWORK INFORMATION (CPNI) RULES**

Prefatory Statement: Our company has decided not to utilize or provide CPNI for any purpose other than those purposes that are permissible without customer approval in accordance with Section 64.2005 of the FCC's Rules and Regulations. We require law-enforcement requests for customer records to be obtained via subpoena and we keep a record of all instances in which CPNI was disclosed in these instances.

Vertex Broadband, Corp. ("VBC") has established a procedure to protect Customer Proprietary Network Information ("CPNI"). Additionally, VBC carefully monitors any activity to ensure that CPNI is not disclosed, that company employees understand the Company's procedures and that any indication of CPNI breach is immediately reported. The procedures VBC has established state:

- It is VBC policy that "CPNI will not be used for the purpose of marketing services." VBC Services are defined as: (a) local POTS lines and/or (b) long distance services. VBC has maintained a marketing plan that does not rely on the use of CPNI.
- VBC continually educates and trains its employees regarding the appropriate use of CPNI and has established disciplinary procedures should an employee violate the CPNI procedure established by VBC.
- VBC maintains a record of its sales and marketing campaigns. No CPNI information has been used in these sales and marketing campaigns. VBC's policy is that "VBC will not use CPNI in any sales or marketing campaign."
- VBC's President provides advice and counsel regarding compliance with the CPNI rules.

Should any improper use of CPNI be discovered, such incident is immediately reported to senior staff and a record of said event is maintained for disclosure to the appropriate government authorities.



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EB-06-TC-060
EB Docket No. 06-36

CERTIFICATION OF CPNI FILING
March 12, 2009

I certify that I am an officer of Vertex Broadband, Corp. I certify that I have personal knowledge that Vertex Broadband, Corp. has established operating procedures that are adequate to ensure compliance with the Customer Proprietary Network Information rules set forth in 47 C.F.R., Ch 1, Part 64.2009.

Signed this day of March 12, 2009

By: *Daniel R. Kehoe*

Printed Name: Daniel R. Kehoe

Title: President

Company: Vertex Broadband, Corp.



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I declare under penalty of perjury that the foregoing is true and correct. Executed on March 12, 2009.

A handwritten signature in dark ink, appearing to read "Daniel R. Kehoe".

Daniel R. Kehoe
President
Vertex Broadband, Corp

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Name of signatory: [Daniel R. Kehoe]


Title of signatory: [President]

I, [Daniel R. Kehoe], certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company [is] in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The company [has not] taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year. Companies must report on any information that they have with respect to the processes pretexters are using to attempt to access CPNI, and what steps companies are taking to protect CPNI.

The company [has not] received any customer complaints in the past year concerning the unauthorized release of CPNI (number of customer complaints a company has received related to unauthorized access to CPNI, or unauthorized disclosure of CPNI, broken down by category or complaint, *e.g.*, instances of improper access by employees, instances of improper disclosure to individuals not authorized to receive the information, or instances of improper access to online information by individuals not authorized to view the information).

Signed  [electronic signature]



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Signed this day of March 12, 2009

By:

A handwritten signature in black ink, appearing to read "Daniel R. Kehoe", written over the "By:" label.

Printed Name: Daniel R. Kehoe

Title: President

Company: Vertex Broadband, Corp.



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I declare under penalty of perjury that the foregoing is true and correct. Executed on March 12, 2009.

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Daniel R. Kehoe
President
Vertex Broadband, Corp